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Attorneys for Plaintiff  
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\*\*E-filed 10/26/05\*\*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MARILYN KING,

Plaintiff,

vs.

UNUM LIFE INSURANCE COMPANY OF  
AMERICA and DIVA SYSTEMS  
CORPORATION LONG-TERM  
DISABILITY GROUP INSURANCE PLAN,

Defendants.

Case No. C05 02645 JF

JOINT STIPULATION TO CONTINUE THE  
NOVEMBER 7, 2005 CASE MANAGEMENT  
CONFERENCE TO A DATE ON OR AFTER  
MARCH 6, 2006, AND (PROPOSED) ORDER

IT IS HEREBY STIPULATED by and between the parties hereto, through their respective attorneys of record, that the Case Management Conference in this matter, currently scheduled for November 7, 2005, before the Honorable Jeremy Fogel, be continued for about 120 days, until approximately March 6, 2006, or thereafter.

Good cause exists for this continuance as the parties have agreed to a private mediation of this matter, thereby conserving judicial resources. An ADR Stipulation agreeing to private mediation has been filed. This extension will provide counsel with sufficient time to schedule and complete a private mediation.

JOINT STIPULATION TO CONTINUE THE NOVEMBER 7, 2005 CASE MANAGEMENT  
CONFERENCE TO A DATE ON OR AFTER MARCH 6, 2006, AND (PROPOSED) ORDER  
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Pursuant to *Local Rules*, this document is being electronically filed through the Court's ECF system. In this regard, counsel for Plaintiff hereby attests that (1) the content of this document is acceptable to all persons required to sign the document; (2) Defendant's counsel has signed the document; and (3) the signed document is available for inspection on request.

IT IS SO STIPULATED.

DATE: October 24, 2005

FLYNN, ROSE & PERKINS

By /s/ Charles B. Perkins  
CHARLES B. PERKINS  
Attorneys for Plaintiff  
MARILYN KING

DATE: October 24, 2005

KELLY, HERLIHY & KLEIN, LLP

By /s/ Sean P. Nalty  
SEAN P. NALTY  
Attorneys for Defendant  
UNUM

**ORDER**

IT IS HEREBY ORDERED that the Case Management Conference be continued from November 7, 2005 to 3/10, 2006. The parties shall file a Case Management Statement fourteen (14) days prior to the conference.

IT IS SO ORDERED.

DATED: 10/26/05

/s/electronic signature authorized

The Honorable Jeremy Fogel  
Judge of the U.S. District Court